

**ASSEMBLY BILL**

**No. 1947**

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**Introduced by Assembly Member Strickland**

February 11, 2004

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An act to amend Section 22511.59 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1947, as introduced, Strickland. Vehicles: parking privileges: disabled persons.

(1) Existing law authorizes certain parking privileges for disabled persons and disabled veterans, as defined, and authorizes the Department of Motor Vehicles to issue special license plates and distinguishing placards for those purposes.

Existing law authorizes a person who is temporarily disabled for a period of not more than 6 months to apply to the department for the issuance of a temporary distinguishing placard for the purposes of obtaining the specified parking privileges.

This bill would authorize a person who is in the third trimester of pregnancy to apply to the department for the issuance of a temporary distinguishing placard for the purpose of obtaining the specified parking privileges.

The bill would require the department, prior to issuing the specified placard, to require the submission of a certificate signed by the person's obstetrician or gynecologist, setting forth the start date of the third trimester and the projected delivery date.

The bill would specify that the placard is valid commencing with the specified start date and expires on the projected delivery date, or on the actual delivery date, whichever is later.

The bill would impose a fee in an unspecified amount for issuance of the placard.

The bill would require the physician who signs the specified certificate to maintain information sufficient to substantiate that certificate and, upon request of the department, to make that information available for inspection by the Medical Board of California. Because a failure to comply with this requirement would be a crime under other provisions of existing law, the bill would establish a state-mandated local program by creating a new crime.

The bill would make a technical correction in existing law.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 22511.59 of the Vehicle Code is
- 2 amended to read:
- 3 22511.59. (a) Upon receipt of the applications and
- 4 documents required by ~~subdivisions~~ *subdivision* (b), (c), ~~or~~ (d), *or*
- 5 (e), the department shall issue a temporary distinguishing placard
- 6 bearing the International Symbol of Access adopted pursuant to
- 7 Section 3 of Public Law 100-641 commonly known as the
- 8 “wheelchair symbol.” During the period for which it is valid, the
- 9 temporary distinguishing placard may be used for the parking
- 10 purposes described in Section 22511.5 in the same manner as a
- 11 distinguishing placard issued pursuant to Section 22511.55.
- 12 (b) (1) ~~Any~~ A person who is temporarily disabled for a period
- 13 of not more than six months may apply to the department for the
- 14 issuance of the temporary distinguishing placard described in
- 15 subdivision (a).
- 16 (2) Prior to issuing a placard pursuant to this subdivision, the
- 17 department shall require the submission of a certificate signed by
- 18 a physician or surgeon, as described in subdivision (b) of Section



22511.55, substantiating the temporary disability and stating the date upon which the disability is expected to terminate.

(3) The physician or other person who signs a certificate submitted under this subdivision shall maintain information sufficient to substantiate that certificate and, upon request of the department, shall make that information available for inspection by the Medical Board of California.

(4) A placard issued pursuant to this subdivision shall expire not later than 180 days from the date of issuance or upon the expected termination date of the disability, as stated on the certificate required by paragraph (2), whichever is less.

(5) The fee for a temporary placard issued pursuant to this subdivision shall be six dollars (\$6).

(c) (1) ~~Any~~ A disabled person or disabled veteran who is not a resident of this state and plans to travel within the state may apply to the department for the issuance of the temporary distinguishing placard described in subdivision (a).

(2) Prior to issuing a placard pursuant to this subdivision, the department shall require certification of the disability, as described in subdivision (b) of Section 22511.55.

(3) The physician or other person who signs a certificate submitted under this subdivision shall maintain information sufficient to substantiate that certificate and, upon request of the department, shall make that information available for inspection by the Medical Board of California.

(4) A placard issued pursuant to this subdivision shall expire not later than 90 days from the date of issuance.

(d) (1) ~~Any~~ A disabled person or disabled veteran who has been issued either a distinguishing placard pursuant to Section 22511.55 or special identification license plates pursuant to Section 5007, but not both, may apply to the department for the issuance of the temporary distinguishing placard ~~for the purpose of travel~~ described in subdivision (a) *for the purpose of travel*.

(2) Prior to issuing a placard pursuant to this subdivision, the department shall require the applicant to submit either the number identifying the distinguishing placard issued pursuant to Section 22511.55 or the number on the special identification license plates.

(3) A placard issued pursuant to this subdivision shall expire not later than 30 days from the date of issuance.

1 (e) (1) A person who is in the third trimester of pregnancy may  
2 apply to the department for the issuance of the temporary  
3 distinguishing placard described in subdivision (a).

4 (2) Prior to issuing a placard pursuant to this subdivision, the  
5 department shall require the submission of a certificate signed by  
6 the person's obstetrician or gynecologist, setting forth the start  
7 date of the third trimester and the projected delivery date.

8 (3) The physician who signs a certificate submitted under this  
9 subdivision shall maintain information sufficient to substantiate  
10 that certificate and, upon request of the department, shall make  
11 that information available for inspection by the Medical Board of  
12 California.

13 (4) A placard issued pursuant to this subdivision shall be valid  
14 commencing on the start date certified under paragraph (2) and  
15 shall expire on the projected delivery date certified under  
16 paragraph (2), or on the actual delivery date, whichever is later.

17 (5) The fee for a temporary placard issued pursuant to this  
18 subdivision shall be \_\_\_\_ dollars (\$\_\_\_\_).

19 (f) The department shall print on any temporary distinguishing  
20 placard issued on or after January 1, 2005, the maximum penalty  
21 that may be imposed for a violation of Section 4461. For the  
22 purposes of this subdivision, the "maximum penalty" is the  
23 amount derived from adding all of the following:

24 (1) The maximum fine that may be imposed under Section  
25 4461.

26 (2) The penalty required to be imposed under Section 70372 of  
27 the Government Code.

28 (3) The penalty required to be levied under Section 76000 of  
29 the Government Code.

30 (4) The penalty required to be levied under Section 1464 of the  
31 Penal Code.

32 (5) The surcharge required to be levied under Section 1465.7  
33 of the Penal Code.

34 (6) The penalty authorized to be imposed under Section  
35 4461.3.

36 SEC. 2. No reimbursement is required by this act pursuant to  
37 Section 6 of Article XIII B of the California Constitution because  
38 the only costs that may be incurred by a local agency or school  
39 district will be incurred because this act creates a new crime or  
40 infraction, eliminates a crime or infraction, or changes the penalty

1 for a crime or infraction, within the meaning of Section 17556 of  
2 the Government Code, or changes the definition of a crime within  
3 the meaning of Section 6 of Article XIII B of the California  
4 Constitution.

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